

#74

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Thirumani Sabanathan  
 Serial No. : 09/762,692  
 Filed : March 3, 1998  
 Title : OCCLUSION DEVICE

Art Unit : Unknown  
 Examiner : Unknown

Mail Stop PCT  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.  
 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed on April 7, 2005 (copy enclosed), Applicant claims small entity status (see 37 CFR 1.27). Applicant hereby petitions under 37 CFR 1.136 for a Five (5) month extension of time and submits herewith the following:

- ☒ Payment of the surcharge of \$65 for late filing of the basic filing fee and/or declaration;
- ☒ Payment of the Five (5) Month Extension of Time Fee of \$1,080;
- ☒ A check in the total amount of \$1,145 is attached;
- ☒ An executed Declaration in compliance with 37 CFR §1.47(a) and (b);
- ☒ Other: Return Receipt Postcard

11/04/2005 GFREY1 00000042 09762692

01 FC:2617  
 02 FC:2255

65.00 OP  
 1080.00 OP

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number EV399295955 US  
 Date of Deposit October 31, 2005

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, Mail Stop PCT, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Jonathan Ong

Applicant : Thirumani Sabanathan

Attorney's Docket No.: 17075-002001 / 0101

Serial No. : 09/762,692

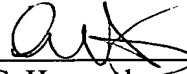
Filed : March 3, 1998

Page : 2 of 2

RESPONSE TO NOTICE OF MISSING REQUIREMENTS

- ☒ The Commissioner is hereby authorized to charge any fees that may be due in connection with this paper or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,



Fred C. Hernandez  
Reg. No. 41,832

Attorney Docket No. 17075-002001 (0101)

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

JMP/NLM

U.S. APPLICATION NUMBER NO.

09/762,692

FIRST NAMED APPLICANT

Sabaratnam Sabanathan

ATTY. DOCKET NO.

007-001

INTERNATIONAL APPLICATION NO.

PCT/GB98/00652

I.A. FILING DATE

03/03/1998

PRIORITY DATE

04/30/1997

BANNER & WITCOFF  
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WASHINGTON, DC 20001-4597

RECEIVED

APR 11 2005

BANNER &amp; WITCOFF

CONFIRMATION NO. 7840

371 FORMALITIES LETTER



\*OC000000015664635\*

Date Mailed: 04/07/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- o Indication of Small Entity Status
- o Copy of the International Application filed on 07/11/2003
- o Copy of the International Search Report filed on 07/11/2003
- o Copy of IPE Report filed on 07/11/2003
- o Preliminary Amendments filed on 02/09/2001
- o Small Entity Statement filed on 07/11/2003
- o Request for Immediate Examination filed on 07/11/2003
- o Copy of references cited in ISR filed on 07/11/2003
- o U.S. Basic National Fees filed on 02/09/2001
- o Priority Documents filed on 07/11/2003

Docketed 4-19-05Attorney JMP/NLMCase Ref 005424.00002Action Miss. RequirementsDue Date 6-7-05Last Day 11-7-05By [Signature]

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- o Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- o \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- o \$65 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHRISTINE S WASHINGTON

Telephone: (703) 308-9140 EXT 228

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/762,692	PCT/GB98/00652	007-001

FORM PCT/DO/EO/905 (371 Formalities Notice)